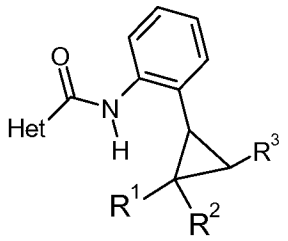
AMENDMENTS TO THE CLAIMS

1. (Currently amended) A compound of formula (I):



(I)

Het is pyrrolyl, pyrazolyl or thiazolyl, each being substituted by groups R^4, R^5 and R^6;

R^1 is hydrogen, fluoro, chloro or bromo;

R^2 is hydrogen, fluoro, chloro or bromo;

R^3 is:

optionally substituted C_{2-12} alkyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{2-12} alkenyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{2-12} alkynyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{3-12} cycloalkyl, wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); or

optionally substituted heterocyclyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; R' and

R" are, independently, hydrogen or C_{1-4} alkyl; and R^4, R^5 and R^6 are, independently, selected from hydrogen, fluoro, chloro, bromo, cyano, nitro, C_{1-4} alkyl, C_{1-4} haloalkyl, C_{1-4} alkoxy(C_{1-4})alkyl and C_{1-4} haloalkoxy(C_{1-4})alkyl,

provided that at least one of R^4, R^5 and R^6 is not hydrogen~~; and halo is fluoro, chloro or bromo~~.

2. (Canceled)

3. (Previously presented) A compound of formula (I) as claimed in claim 1 where R^1 is hydrogen or fluoro.

4. (Previously presented) A compound of formula (I) as claimed in claim 1where R^2 is hydrogen or fluoro.

5. (Currently amended) A compound of formula (I) as claimed in claim 1 where R^3 is:

C_{2-6} alkyl;

optionally substituted C_{3-8} cycloalkyl wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

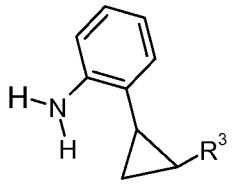
optionally substituted thienyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; or

optionally substituted furyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N;

R' and R" are, independently, hydrogen or C_{1-4} alkyl.

6. (Previously presented) A compound of formula (I) as claimed in claim 1 where R^4, R^5 and R^6 are, independently, selected from hydrogen, fluoro, chloro, bromo, C_{1-4} alkyl, C_{1-4} haloalkyl and C_{1-4} alkoxy(C_{1-4})alkyl; provided that at least one of R^4, R^5 and R^6 is not hydrogen.

7. (Currently amended) A compound of formula (II):



(II)

where R^3 is:

optionally substituted C_{2-12} alkyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{2-12} alkenyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{2-12} alkynyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

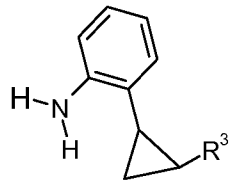
optionally substituted C_{3-12} cycloalkyl, wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); or

optionally substituted heterocyclyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; and

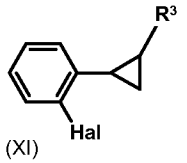
R' and R" are, independently, hydrogen or C_{1-4} alkyl.

8. (Currently amended) A process for preparing a compound of formula (II)



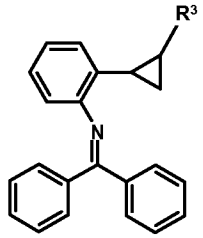
(II)

which comprises a step using a Pd(II)catalyst-ligand-system where the ligand is selected from a suitable sterically demanding phosphine to react a compound of formula (XI)



(XI)

with benzophenone imine optionally in the presence of a base to produce a compound of formula (XII)



(XII)

where Hal is bromo or iodo; and

R^3 is:

optionally substituted C_{2-12} alkyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{2-12} alkenyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{2-12} alkynyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted C_{3-12} cycloalkyl, wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);

optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); or

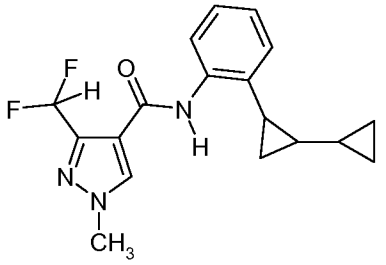
optionally substituted heterocyclyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; and

R' and R" are, independently, hydrogen or C_{1-4} alkyl.

9. (Original) A composition for controlling microorganisms and preventing attack and infestation of plants therewith, wherein the active ingredient is a compound of formula (I) as claimed in claim 1 together with a suitable carrier.

10. (Original) A method of controlling or preventing infestation of cultivated plants by phytopathogenic microorganisms by application of a compound of formula (I) as claimed in claim 1 to plants, to parts thereof or the locus thereof.

11.(Previously presented) 3-Difouromethyl-1-methyl-1H-pyrazole-4-carboxylic acid (2-bicyclopropyl-2-yl-phenyl)-amide having the formula:



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